



2749

PATENT  
Attorney Docket No. 17286

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:  
Scott Bermingham et al. ✓

Serial No.: 09/342,768 ✓

Filed: June 29, 1999 ✓

For: LMDS System with Equal Power)  
to Subscriber Locations ✓

Group Art Unit: Unassigned

Examiner: Unassigned

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97(b)

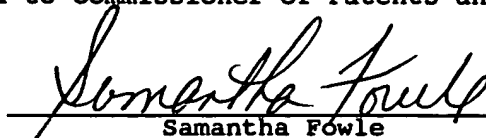
Pursuant to 37 C.F.R. §§ 1.56 and 1.97(b), applicant brings to the attention of the Examiner the document(s) listed on the attached PTO 1449. This Information Disclosure Statement is being filed either within three months of the filing date of the above-referenced application or before the mailing date of a first Office action on the merits.

A copy of the listed document(s) is/are attached.

This submission does not represent that a search has been made or that no better art exists and does not constitute an admission that each or all of the listed documents are material or constitute "prior art." If the Examiner applies a document as prior art against any claim in the application and Applicants determine that the cited document does not constitute "prior art" under United States law, Applicants reserve the right to present to the office the relevant facts and law regarding the appropriate status of the document.

Certification Under 37 C.F.R. Section 1.10

I hereby certify that this Transmittal Letter is being deposited with the United States Postal Service on this date October 14, 1999 in an First Class Mail envelope addressed to Commissioner of Patents and Trademarks, Washington, D.C. 20231.

  
Samantha Fowle

RECEIVED  
OCT 22 1999  
TC 2730 MAIL ROOM

2  
mcla  
10/26/99

Applicants further reserve the right to take appropriate action to establish the patentability of the disclosed invention over the listed document(s), should the document(s) be applied against the claims of the present application.

Respectfully submitted,

By: 

Daniel N. Daisak  
Reg. No. 39,160  
The Whitaker Corporation  
4550 New Linden Hill Rd  
Wilmington, DE 19808  
Phone: (302) 633-2760  
Facsimile: (302) 633-2776

Date:

*October 14, 1998*